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FISCAL IMPACT STATEMENT

LS 6582

BILL NUMBER: HB 1531

NOTE PREPARED: Jan 12, 2003

BILL AMENDED:

SUBJECT: Convicted Felon DNA Database.

FIRST AUTHOR: Rep. Goodin

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill requires a person convicted of a felony to provide a DNA sample and requires that the State Police transmit a copy of the felon's DNA record to the federal DNA database.

Effective Date: July 1, 2003.

Explanation of State Expenditures: Under current law, offenders who are convicted of a felony for either crimes against persons or burglary, and are sentenced to Department of Corrections (DOC) facilities and certain county jails, are required to submit a DNA sample for the state Convicted Offender DNA Database. The Indiana State Police (ISP) contracts with an outside laboratory to perform the DNA typing. The reported costs of this contract are \$250,000 for typing around 3,500 samples per year. The contract is financed from a federal grant secured from the Criminal Justice Institute.

This bill would require an offender convicted of any felony to submit a DNA sample for the state DNA database. This bill affects felons who are convicted after June 30, 2003, and felons who are held in a jail or prison on or after July 1, 2003.

Currently, the ISP is typing around 3,500 to 4,000 offenders each year from DOC facilities and three county jails. The three county jails are part of a pilot program by which the ISP will determine when typing should occur statewide at the local level. The fiscal impact of typing convicted offenders of all felonies is dependent on the number of offenders who come into DOC facilities and the three county jails, as well as those who were convicted prior to July 1, 2003, but were held in the facilities on June 30, 2003. The ISP has not initiated statewide typing at the local level.

Based on estimates using previous convicted offender counts from DOC facilities, approximately 18,000 additional offenders could potentially be required to have their DNA typed in FY 2004. This estimate includes the approximate number of felons who might be held in a jail or prison on July 1, 2003, and have not already had their DNA typed.

Felons who are placed on probation or in community corrections facilities could also be required to have their DNA typed if the ISP decides to have samples typed statewide. If this were to occur, an additional 19,000 felons could potentially be required to have their DNA typed in FY 2004 and subsequent years. This amount includes the number of felons who would potentially be held in a jail on or after July 1, 2003.

Fiscal Impact: DOC Including Local Level Statewide - The fiscal impact of typing offenders convicted of all felonies at the state and local level is based on approximately 37,000 samples at a cost of \$36 per sample, which makes for a sample cost of \$1.33 M in FY 2004. The ISP reports it would need additional staff, lab and storage space, equipment including computers and refrigerators, supplies including sample kits, and resources for shipping/delivery. The ISP estimates its cost for these additional items to be approximately \$1.03 M. The total cost for all felony convictions is estimated at \$2.36 M. The cost of this proposal in subsequent years is estimated to be \$1.25 M starting in FY 2005.

Fiscal Impact: DOC Plus Three Counties - The fiscal impact of typing offenders convicted of all felonies at DOC facilities and the three counties is based on approximately 18,175 samples at a cost of \$36 per sample, which makes for a sample cost of \$654,300 in FY 2004. The ISP reports it would need additional staff, lab and storage space, equipment including computers and refrigerators, supplies including sample kits, and resources for shipping/delivery. The ISP estimates its cost for these additional items to be approximately \$1.03 M. The total cost for all felony convictions is estimated at \$562,500 in FY 2004. The cost of this proposal in subsequent years is estimated to be \$473,700 starting FY 2005.

The bill also requires the State Police to transmit its DNA records to the national Combined DNA Index System. Currently, all of the DNA records are sent to the national Combined DNA Index System.

Explanation of State Revenues:

Explanation of Local Expenditures: Any additional costs on county sheriffs will depend on the type of guidelines that the superintendent of the State Police would develop.

Explanation of Local Revenues:

State Agencies Affected: Indiana State Police.

Local Agencies Affected: County Sheriffs.

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